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*Sand, J*

UNITED STATES DISTRICT COURT  
 SOUTHERN DISTRICT OF NEW YORK

-----X  
 FIREMAN'S FUND INSURANCE CO., as  
 subrogee of KHOURY, INC.,

Plaintiff,

- against -

JAPAN AIRLINES INTERNATIONAL  
 COMPANY, LTD.,

Defendant.  
 -----X

AH-3515

Case No.: 07-CV-9690 (LBS) (JCF)

STIPULATION AND ORDER OF  
 DISMISSAL WITH PREJUDICE

IT IS HEREBY STIPULATED AND AGREED by and between the undersigned attorneys of record for all parties to the above-entitled action that, whereas no party hereto is an infant or incompetent person for whom a committee has been appointed and no person not a party has an interest in the subject matter of the action, that all claims asserted in the above-entitled action, between and against all of the parties be, and the same hereby are dismissed with prejudice and without costs to any party as against each other.

Dated: January 22, 2008

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 (212) 710-3900

SO ORDERED:

*[Signature]*  
 U.S.D.J.

*1/24/08*